

Judge: Hon. Ronald M. Whyte

MOUNT & STOELKER, P.C.  
RIVERPARK TOWER, SUITE 1650  
333 WEST SAN CARLOS STREET  
SAN JOSE, CALIFORNIA 95110-2740  
TELEPHONE (408) 279-7000

1 I, Dan Fingerman, declare as follows:

2 1. I am an attorney with the law firm of Mount & Stoelker, P.C., counsel for the  
3 Defendants in this action, Romi Mayder, Wesley Mayder, Silicon Test Systems Inc., and Silicon Test  
4 Solutions LLC (collectively, "Defendants"). I have personal knowledge of the facts set forth in this  
5 declaration and, if called upon to testify in this Court as to those facts, my testimony would be as  
6 stated herein.

7 2. I submit this declaration in support of the Defendants' Administrative Motion For  
8 Leave To File Documents Under Seal.

9 3. I have reviewed the following materials with the assistance of Kevin Pasquinelli  
10 (another attorney who works with me at Mount & Stoelker, as counsel of record for the Defendants):

- 11 (a) Portions of the Defendants' Brief in Response to Order to Show Cause Re Preliminary  
12 Injunction;
- 13 (b) Portions of the declaration of Romi Mayder, including exhibits;
- 14 (c) Portions of the declaration of Dr. Richard A. Blanchard, including exhibits;
- 15 (d) Declaration of Tom Schneck, including exhibits;
- 16 (e) The declaration of Dick Weber;
- 17 (f) Portions of the declaration of Kevin Pasquinelli, including exhibits;

18 4. Kevin Pasquinelli and I have determined that the above-identified materials each  
19 contain information that has been designated "Confidential" or "Highly Confidential — Attorneys'  
20 Eyes Only" by one or more parties under the Stipulated Protective Order (although the Defendants  
21 have reserve the right to challenge certain designations asserted by Verigy).

22 5. I have concluded that the parties' confidentiality interest therefore overcomes the right  
23 of public access to the record, as a substantial probability exists that the parties' overriding  
24 confidentiality interests will be prejudiced if the record is not sealed. The proposed sealing is  
25 narrowly tailored, and I am not aware of any less-restrictive means to achieve the parties' overriding  
26 interests.

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28 //

1 I declare under penalty of perjury under the laws of the United States that the foregoing is true  
2 and correct and that this declaration was executed on the date below at San Jose, California.

3  
4 Dated: October 11, 2007

Mount & Stoelker, P.C.  
Daniel H. Fingerman

5 /s/

6 Attorneys for Defendants Romi Mayder, Wesley Mayder,  
7 Silicon Test Systems Inc., and Silicon Test Solutions LLC  
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